

Judge Pauley

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

Nesim Bahar, Simon Elias, Jacqueline M. C.
Elias, Izak Senbahar, and Sarah Senbahar

SUMMONS IN A CIVIL ACTION

V.

United States of America

CASE NUMBER:

02 MAY 47387

TO: (Name and address of Defendant)

Michael B. Mukasey
United States Attorney General
950 Pennsylvania Avenue NW
Washington, DC 20530-0001

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Lewis S. Wiener
Sutherland Asbill & Brennan LLP
1275 Pennsylvania Ave. NW
Washington, DC 20004-2415
(202) 383-0100

an answer to the complaint which is served on you with this summons, within 60 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

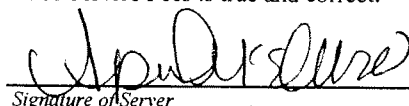
MAY 21 2008

CLERK

DATE

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>May 22, 2008</u>	
NAME OF SERVER (PRINT) <u>APRIL McELWEE</u>	TITLE <u>Paralegal</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <input checked="" type="checkbox"/> Other (specify): <u>via certified mail, by depositing in postpaid properly addressed envelope in post office as per Fed Civ. Rule 4(i)</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>May 30, 2008</u> <u></u> <div style="display: flex; justify-content: space-between; margin-top: -10px;"> Date Signature of Server </div> <div style="margin-top: 10px;"> <u>Sutherland Asbill + Brennan LLP</u> <u>1114 Avenue of the Americas, 40th Fl</u> <u>New York, NY 10036</u> <div style="display: flex; justify-content: space-between; margin-top: -10px;"> Address of Server </div> </div> </p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NESIM BAHAR, SIMON ELIAS,
JACQUELINE M. C. ELIAS, IZAK
SENBAHAR and SARAH SENBAHAR,

Plaintiffs,

V.

UNITED STATES OF AMERICA,

Defendant.

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Civil No.08 Civ 4738

CERTIFICATION OF SERVICE

[illegible]

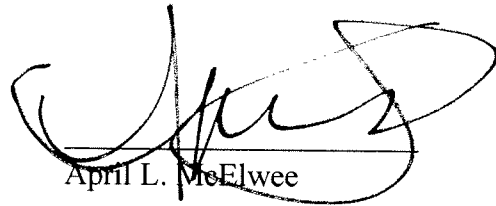
APRIL McELWEE, being duly sworn, deposes and says:

Deponent is not a party to the action, is over the age of 18 years and resides in New Jersey.

That on the 22nd day of May, 2008, deponent served the Summons, Complaint to Temporarily Restrain and Permanently Enjoin Collection of Invalid Assessments, Memorandum in Support of Plaintiff's Complaint, Transcript of Hearing dated May 21, 2008, Instructions for Electronic Case Filing, and Individual Judge's Rules for William H. Pauley III and Magistrate Judge Ronald L. Ellis upon the following, via certified mail, by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in a post office or official depository under the exclusive care and custody of the United States Postal Service:

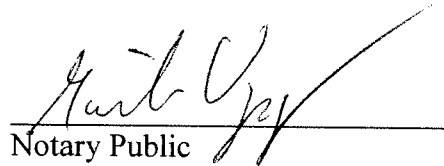
THE HONORABLE MICHAEL B. MUKASEY
U.S. Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

Dated: May 22, 2008
New York, New York



April L. McElwee

Sworn to and subscribed
before me, Notary, this 22nd day
of May 2008.



Notary Public

GUILLERMO VAZQUEZ
Notary Public, State of New York
No. 01VA6080415
Qualified in New York County
Commission Expires Sept. 16, 2010